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Facsimile: 858.597.1585

Date: May 19, 2008

Docket No.: 067234-0056 PATENT IN THE UNITED STATES PATENT AND TRADEMARK EXAMINER BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES In re Application of CHEE, Mark S., et al. Customer Number: 41552 Application No.: 09/513,362 Confirmation Number: 7034 Filed: February 25, 2000 Tech Center Art Unit: 1637 Examiner: STRZELECKA, T. For: NUCLEIC ACID SEQUENCING USING MICROSPHERE ARRAYS REQUEST FOR ORAL HEARING TRANSMITTAL CERTIFICATE OF ELECTRONIC TRANSMISSION Mail Stop Appeal Brief - Patents Commissioner for Patents I hereby certify that this correspondence is being electronically-transmitted to the P.O. Box 1450 United States Patent and Trademark Office on May 19, 2008. Alexandria, VA 22313-1450 /Carrie Hines/ Sir: Carrie Hines Submitted herewith is Appellant's Request for Oral Hearing pursuant to 37 C.F.R. §41.47. To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due under 37 C.F.R. §§ 1.17 and 41.20, and in connection with the filing of this paper, including extension of time fees, to Deposit Account 502624 and please credit any excess fees to such deposit account, Respectfully submitted. McDERMOTT WILL & EMERY LLP /Astrid R. Spain/ Astrid R Spain Registration No. 47,956 4370 La Jolla Village Drive, Suite 700 Please recognize our Customer No. 41552 San Diego, CA 92122 as our correspondence address. Phone: 858.535.9001 ARS:

Docket No.: 067234-0056 PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK EXAMINER BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of CHEE, Mark S., et al.	:	Customer Number:	41552
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Application No.: 09/513,362 Confirmation Number: 7034
Filed: February 25, 2000 Tech Center Art Unit: 1637

Examiner: STRZELECKA, T.

Alexandria, VA 22313-1450

For: NUCLEIC ACID SEQUENCING USING MICROSPHERE ARRAYS

## REQUEST FOR ORAL HEARING UNDER 37 C.F.R. § 41.47

Mail Stop Appeal Brief - Patents

Commissioner for Patents

P.O. Box 1450

Thereby certify that this correspondence is being electrodically-transmitted to the United States Patent and Trademark Office on May 19, 2008.

/Carrie Hines/

Appellants respectfully submits that an oral hearing is necessary and desirable for proper consideration of the issues on appeal and respectfully request an oral hearing.

To the extent necessary, a petition for an extension of time under 37 CFR. 1.136 is hereby made. Please charge any shortage in fees due under 37 CFR. 1.17 and 41.20, and in connection with the filling of this paper, including extension of time fees, to Deposit Account 502624 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

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Date: May 19, 2008

Dutc. May 15, 20

SDO 98953-1.067234.0056